

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

MYRA BROWN, ET AL.,

Plaintiffs,

v.

No. 4:22-cv-908-P

**U.S. DEPARTMENT OF EDUCATION,
ET AL.,**

Defendants.

ORDER

Before the Court is Defendants' Emergency Motion to Stay Judgment Pending Appeal ("Motion"). ECF No. 40. The Fifth Circuit denied an identical request for a stay pending appeal, and the Supreme Court did not overrule that judgment. *See* Dkt. No. 75-1, *Brown v. Dep't of Educ.*, No. 22-1115 (5th Cir. Nov. 30, 2022) (per curiam), *cert. granted*, 143 S. Ct. 541 (U.S. Dec. 12, 2022) (Mem.). This Court "has no power or authority to deviate from" these conclusions *See Briggs v. Pa. R. Co.*, 334 U.S. 304, 306. Thus, the Motion is **DENIED**.

SO ORDERED on this **6th day of February 2023**.

A handwritten signature in black ink, reading "Mark T. Pittman". The signature is written in a cursive, flowing style. The first name "Mark" is written with a large, stylized 'M'. The middle initial "T." is written with a large, stylized 'T' followed by a period. The last name "Pittman" is written with a large, stylized 'P' and continues with several loops.

Mark T. Pittman

UNITED STATES DISTRICT JUDGE